

CHAPTER 24:05:22

CHILD IDENTIFICATION

Section

- 24:05:22:01 District required to identify children in need of special education or special education and related services.
- 24:05:22:02 Minimum procedures.
- 24:05:22:03 Certified child.
- 24:05:22:04 Services for children less than three years of age.
- 24:05:22:04.01 Services to children age three to twenty-one, inclusive.
- 24:05:22:05 Services to children age twenty-one.

24:05:22:01. District required to identify children in need of special education or special education and related services. Each school district shall develop and utilize a system for the identification, location, and evaluation of children in need of special education or special education and related services. The system must include all children residing within the jurisdiction of the district who are ages birth through 21 regardless of the severity of their disability, including children in all public and private agencies and institutions, private schools, including religious schools, and children receiving alternative instruction under SDCL 13-27-3 within the legal boundaries of the district. The requirements of this section apply to:

- (1) Highly Wards of the state and highly mobile children with disabilities such as migrant children, and homeless children; and
- (2) Children who are suspected of being children with disabilities under this article and in need of special education, even though they are advancing from grade to grade.

~~The collection and use of data to meet the requirements of this section are subject to the confidentiality requirements in chapter 24:05:29.~~

Source: 16 SDR 41, effective September 7, 1989; 20 SDR 33, effective September 8, 1993; 23 SDR 31, effective September 8, 1996; 26 SDR 150, effective May 22, 2000.

General Authority: SDCL 13-1-12.1, 13-37-1.1.

Law Implemented: SDCL 13-37-1.1.